

m DEPARTMENT OF CORRECTIONS

Dush City

MCF-RC Office Memorandum

Date: August 16, 2019

To: Marc BAKAMBIA #248643

MCF-STW/Seg Tier 1, Cell 1103

From: Warden Janssen, Grievance Authority

RECEIVED
BY MAIL
FEB 16 2021

CLERK
U.S. DISTRICT COURT
MINNEAPOLIS, MINNESOTA

RE: Grievance – Refer to Policy #303.100 (See Chain of Command on back side of this memo)

The grievance you submitted will not be entered as a formal grievance for the reason(s) listed below:

☐ You must file your grievance within 30 calendar days from the date the incident occurred.

☐ You exceeded the number of pages allowed to file a grievance. No more than the grievance form and one side of an additional 8-1/2 x 11 piece of paper may be used to state your grievance.

☐ You did not attach copies of **ALL** kite responses you received in the Chain of Command. **You must write to one person at a time and wait one week or until you have received a response from that person before writing to the next staff.** Once all kite responses have been received, you can forward those with the grievance to me.

☐ You indicated that you verbally spoke with staff. This is not proof that you tried to resolve the issue informally. You need to write kites following the Chain of Command. Include copies of staff's response with your grievance.

☐ You did not fill out the appropriate form. You need to submit your issue on a pink Grievance form.

☐ You can only list one issue per grievance.

☒ This is not an issue you can grieve. This issue already has an appeal process in place that you must follow. Decisions from that appeal process are final and cannot be grieved through this process.

☐ This is a DOC-wide policy. DOC policies cannot be grieved.

☐ Your grievance is not clear to me. Please be more concise regarding what your issue is and what you are seeking for a resolution. List in one or two paragraphs your issue, and then in a sentence or two, what you seek for resolution.

☐ You are seeking staff termination or discipline. This is not an acceptable request for resolution.

☐ You have already grieved this issue. Once the grievance authority has responded, you can appeal the decision through the grievance appeal authority at the MN DOC Central Office.

☒ Other. Please see below comments.

Additional comments: Matters involving discipline do not fall under the grievance policy.



EXHIBIT 5

**Minnesota Department of Corrections
Offender Grievance**

Date: 8/8/19Offender: MARC BAKAMBIA OID: 248643 Living Unit/Cell/Room#: Sey/1103STWCasemanager: MS. REBECCA ERICKSON

Instruction to offender – You may add one 8½ X 11 inch sheet of paper to expand your grievance information. You must attach kites, including staff response, showing your attempt to resolve the issue informally and one copy of all supporting exhibits for this grievance. Your grievance will be returned if you do not attach kites.

Grievance:

Before I left Rush City on 7/17/19, I had sent a Kite to AWA
LEMONS along with an attached Kite of Discipline Lt. Gr. Peterson's response
to my concerns related to the matter I had requested they review the
cameras on the date of 5/18/19 around 16:30-16:35 2E UPPER D-wing
cell 262. I was threatened and assaulted (punched twice) by the same
group of inmates in my cell 262. Offenders involved were #216922 Nanyamabe,
Zachary, #249265 Bastedo, Joseph.

I would like this incident of 5/15/19 around 16:30-16:35
Ck 2E UPPER D-wing Cell 262 to be reviewed and be placed into evidence,
and I would appreciate to receive a copy of this incident report.

Thank you Very much.

Dist. Original - Facility Grievance Coordinator
Copy - Offender

Date entered _____
Grievance number _____